



PATENT

Attorney Docket No. MTI-31529

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re Application of : Ronald A. Weimer  
Serial No. : 09/935,255  
Filing Date : August 22, 2001  
For : Method of Composite Gate Formation  
Group Art Unit : 2813  
Examiner : CHEN, Jack S. J.  
Confirmation No. : 1208

**CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10**

I hereby certify that, on the date shown below, this correspondence is being:

**Mailing**

- ☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

**37 CFR 1.8(a)**

**37 CFR 1.10**

- ☐ with sufficient postage as first class mail ☐ As "Express Mail Post Office to Addressee" Mailing Label No. EV 284728374 US

**Transmission**

- ☐ transmitted by facsimile to Fax No. \_\_\_\_\_ addressed to Examiner \_\_\_\_\_ at the US Patent and Trademark Office.

Date: \_\_\_\_\_

3/24/03

Assistant Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL**

1. Transmitted herewith is:

- Third Response to Restriction/Preliminary Amendment
- Replacement Sheet 2 (specification)
- Supplemental Information Disclosure Statement  
Form 1449  
Copy of References
- Return Postcard

**STATUS**

2. Applicant is a large entity.

**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

☒ Applicant believes that no extension of term is required. However, if an extension of time is required, please consider this a petition therefor.

☐ Applicant petitions for an extension of time under 37 C.F.R. 1.136 for the total number of months checked below [fees: 37 C.F.R. 1.17(a)(1)-(4)] :

Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 390.00	\$ 195.00
<input type="checkbox"/> three months	\$ 890.00	\$ 445.00
<input type="checkbox"/> four months	\$ 1,390.00	\$ 695.00

Fee: **\$0.00**

*If an additional extension of time is required, please consider this a petition therefor.*

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

Claims Remaining After Amendment		Highest No. Previously Paid For		Rate (Small Entity)	Additional Fee or	Rate (Large Entity)	Additional Fee
Total	106	Minus	106	=	x 9= \$	\$	0 x 18
Independent	45	Minus	45	=	x 42= \$	\$	0 x 84
							\$ 0.00
							\$ 0.00

**FIRST PRESENTATION OF MULTIPLE DEP CLAIM**

TOTAL  
ADDIT. Fee \$

or TOTAL  
ADDIT. Fee \$

c. ☒ No additional fee for claims is required.

d. ☐ Total additional fee for claims required \$

**FEE DEFICIENCY**

5. ☒ If any additional extension and/or fee is required, charge Account No. 23-2053.

☒ If any additional fee for claims is required, charge Account No. 23-2053.

Date: March 31, 2003

Kristine M Strodthoff  
Kristine M. Strodthoff, Reg. No. 34,259

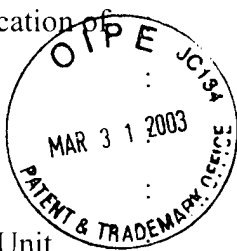
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*9/Electronic  
4/14/03*

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Date: 3/31/03

Assistant Commissioner for Patents  
Washington, D.C. 20231

**THIRD RESPONSE TO RESTRICTION REQUIREMENT  
AND PRELIMINARY AMENDMENT**

Sir:

**Restriction Requirement.** In response to the Examiner's requirement for the additional election of species, mailed March 11, 2003, in the above-identified patent application, Applicant elects Species 5, Claim 103, with traverse.

Claims 1-57 and 73-121 are presently pending.

As indicated by the Examiner, Claim 1 is generic. Applicant has elected Species 1: Claims 1-17 and 97-121, and secondarily elected Species 5: Claim 103.

Applicant again traverses the Examiner requirement for election of species for the reasons previously submitted, and requests reconsideration and withdrawal of the requirement for election of species.